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IN THE UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION (at Cincinnati)

**Carl E. Oeder & Sons Sand &
Gravel Co., etc., et al.**

Plaintiffs,

vs.

**Village of South Lebanon, Ohio,
et al.,**

Defendants.

* Case No. C-1-01-823

* Judge Susan J. Dlott

* **PLAINTIFFS' NOTICE OF**
* **PRODUCTION OF EXPERT REPORT**

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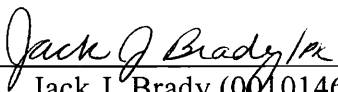
Now come Plaintiffs, Carl Oeder & Sons Sand & Gravel Co., a Division of Oeder & Sons Garage Incorporated, and Timothy Browning, by and through their attorneys, the law offices of Brady, Coyle & Schmidt, LLP, and provide notice to this Court that the expert report for the instant case was previously provided to counsel for the Village of South Lebanon on or about the 23rd day of January, 2003. Plaintiffs' counsel states to this Court that said report was previously forwarded to defense counsel in a state court action regarding the Village of South Lebanon by attorney M. Michele Fleming in the matter of *Jimmy Amburgy, et al. v.*

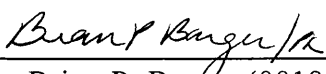
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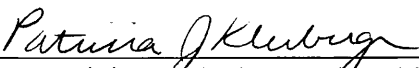
*Village of South Lebanon, Ohio, Warren County Court of Common Pleas, Case No. 01 CV
58008.*

Respectfully submitted,

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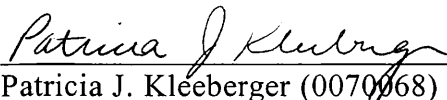
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CERTIFICATE OF SERVICE

This is to certify that a copy of the foregoing *Plaintiffs' Notice of Production of Expert Report* was sent this 31st day of July, 2003, via ordinary U.S. Mail, to the following:

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